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PLEASE REPLY TO
Saugerties Office

Carl S. Jones, Jr. (1924-2004)

May 16, 2008

MEMO ENDORSED

Re: Payne v. Dempsey Pipe et al
Case 1:08-cv-01933 KMK (SDNY)
Our File No. 149.25804

VIA FAX # 914-390-4152 ONLY

Hon. Kenneth M. Karas
United States District Judge
U. S. District Court, Courtroom 521
300 Quarropas Street
White Plains, New York 10601

Dear Judge Karas:

**USDS SDNY
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DOC #: _____
DATE FILED: _____**

I am faxing this in follow up to my assistant's telephone conversation with your office wherein we were informed that you have agreed to adjourn the June 3, 2008 conference before Your Honor to a telephone conference on July 8, 2008, in the above entitled matter. Mr. Goldblatt's office has indicated that he will be at trial on that date. Mr. Goldblatt and I are available on the following dates and respectfully request that the telephone conference be adjourned to one of these dates:

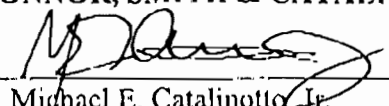
June 6, 9 or 19
July 14

If you have any questions or need anything additional, please do not hesitate to contact me. Thank you for your consideration in this matter.

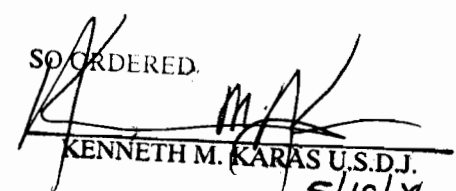
Respectfully yours,

MAYNARD, O'CONNOR, SMITH & CATALINOTTO, LLP

By


Michael E. Catalinotto, Jr.
catalinottojr@moscllp.com

SO ORDERED.


KENNETH M. KARAS U.S.D.J.

MCJ:mrp/348777.1

cc: Kenneth Goldblatt, Esq. (via fax #914-526-7800 only)

5/19/08